

AP

PTO/SB/21 (09-04)

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**TRANSMITTAL
FORM**

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Total Number of Pages in This Submission 4

Application Number	09/807,665
Filing Date	June 28, 2001
First Named Inventor	C.F. Barbas III
Art Unit	1636
Examiner Name	K.C. Carlson
Attorney Docket Number	8098-005-US-1

ENCLOSURES (Check all that apply)

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Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Catalyst Law Group, APC		
Signature			
Printed name	Michael B. Farber, Esq.		
Date	July 11, 2005	Reg. No.	32,612

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT
8098-005-US-1

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(37 C.F.R. §1.8a)

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Jennifer D. Hopper
Name of Person Mailing Paper

Jennifer Hopper
Signature of Person Mailing Paper

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	Examiner: K.C. Carlson
)	
C.F. Barbas, III)	Group Art Unit: 1636
)	
Serial No.: 09/807,665)	Docket No.: 8098-005-US-1
)	
Filed: June 28, 2001)	Date Mailed: July 11, 2005
)	
For: ZINC FINGER BINDING DOMAINS)	
FOR GNN)	

**NOTICE OF APPEAL TO THE BOARD OF PATENT APPEALS AND
INTERFERENCES UNDER 37 C.F.R. § 1.191(a)**

Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

07/14/2005 LWONDIH1 00000031 502235 09807665

01 FC:1401 500.00 DA
Dear Sir:

Applicant hereby appeals the final rejection, dated March 9, 2005, of all pending claims that have been twice rejected in the above-identified patent application to the Board of Patent Appeals and Interferences.

In the final Office Action of March 9, 2005, claim 1 had been rejected. Claims 22-37 were stated as being withdrawn from prosecution. New claims 38-50 had been added by the Response to Final Office Action mailed June 3, 2005.

The period for response to the final Office Action is hereby extended for one month, until July 11, 2005, by the simultaneous filing of a one-month Request for Extension of Time Under 37 C.F.R. § 1.136(a) and payment of the appropriate fee. Because July 9, 2005 is a Saturday, the period for response is extended until July 11, 2005 pursuant to 37 C.F.R. § 1.7(a).


This Notice of Appeal is conditional on the effect of the Response to Final Office Action mailed June 3, 2005. Should an Office Action have been issued that removes the finality of the above-identified Office Action dated March 9, 2005 in response to the Response to Final Office Action mailed June 3, 2005, this Notice of Appeal should be withdrawn. However, if an Advisory Action is issued that restates the finality of the above-identified Office Action dated March 9, 2005, this Notice of Appeal should be given effect.

Applicant reserves the right to petition to the Director under 37 C.F.R. § 1.127 in the event that the amendments presented as part of the Response to Final Office Action mailed June 3, 2005 are not entered, in whole or in part.

Please charge the required fee for the filing of this Notice of Appeal,
\$330.00 for large entity, pursuant to 37 C.F.R. § 1.17(b), to Deposit Account No. 502235.

Respectfully submitted,

Date: July 11, 2005


Michael B. Farber, Ph.D., Esq.

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